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The *California Regulatory Notice Register* is an official state publication of the Office of Administrative Law containing notices of proposed regulatory actions by state regulatory agencies to adopt, amend or repeal regulations contained in the California Code of Regulations. The effective period of a notice of proposed regulatory action by a state agency in the *California Regulatory Notice Register* shall not exceed one year [Government Code § 11346.4(b)]. It is suggested, therefore, that issues of the *California Regulatory Notice Register* be retained for a minimum of 18 months.

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PROPOSED ACTION ON REGULATIONS

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TITLE 3. DEPARTMENT OF FOOD AND AGRICULTURE

NOTICE IS HEREBY GIVEN that the Department of Food and Agriculture amended Section 3406(b) of the regulations in Title 3 of the California Code of Regulations pertaining to the Mediterranean Fruit Fly Interior Quarantine as an emergency action that was effective on November 23, 2005. The Department proposes to continue the regulation as amended and to complete the amendment process by submission of a Certificate of Compliance no later than March 23, 2006.

A public hearing is not scheduled. A public hearing will be held if any interested person, or his or her duly authorized representative, submits a written request for a public hearing to the Department contact no later than 15 days prior to the close of the written comment period. Following the public hearing if one is requested, or following the written comment period if no public hearing is requested, the Department of Food and Agriculture may certify that there was compliance with the provisions of Section 11346.1 of the Government Code within 120 days of the emergency regulation.

Notice is also given that any person interested may present statements or arguments in writing relevant to the action proposed to the agency officer named below on or before February 20, 2006.

INFORMATIVE DIGEST/POLICY STATEMENT OVERVIEW

Existing law obligates the Department of Food and Agriculture to protect the agricultural industry in California and prevent the spread of injurious pests (Food and Agricultural Code, Sections 401 and 403). Existing law also provides that the Secretary may establish, maintain, and enforce such regulations as he deems necessary to prevent the spread of pests to protect California's agricultural industry (Food and Agricultural Code, Section 5322).

This amendment expanded the existing (102 square miles) quarantine area for Mediterranean fruit fly by approximately 41 square miles to make the total regulated area surrounding the Rancho Cucamonga area of

San Bernardino County approximately 143 square miles. The effect of the amendment was to implement the authority for the State to regulate movement of hosts and possible carriers of Mediterranean fruit fly within and from the additional 41 square mile area under quarantine to prevent artificial spread of the fly to noninfested areas in order to protect California's agricultural industry. There is no existing comparable federal regulation or statute.

COST TO LOCAL AGENCIES AND SCHOOL DISTRICTS

The Department of Food and Agriculture has determined that Section 3406 does not impose a mandate on local agencies or school districts, except that an agricultural commissioner of a county under quarantine has a duty to enforce it. No reimbursement is required under Section 17561 of the Government Code because the agricultural commissioners of Los Angeles and San Bernardino counties requested that this area become the area under quarantine; therefore, there are no mandated costs associated with the addition of the expanded Rancho Cucamonga area to the regulation.

The Department also has determined that the regulation will involve no costs or savings to any state agency, no nondiscretionary costs or savings to local agencies or school districts, no reimbursable costs or savings to local agencies or school districts under Part 7 (commencing with Section 17500) of Division 4 of the Government Code, and no costs or savings in federal funding to the State.

EFFECT ON HOUSING COSTS

The Department has made an initial determination that the proposed action will not affect housing costs.

EFFECT ON BUSINESSES

The Department has made an initial determination that the proposed action will not have a significant, statewide adverse economic impact directly affecting California businesses, including the ability of California businesses to compete with businesses in other states.

COST IMPACT ON REPRESENTATIVE PRIVATE PERSON OR BUSINESS

The agency has determined that a representative business or private person could incur costs of \$80 annually in reasonable compliance with the proposed actions.

ASSESSMENT

The Department has made an assessment that the proposed amendment to the regulation would not (1) create or eliminate jobs within California, (2) create new business or eliminate existing businesses within California, or (3) affect the expansion of businesses currently doing business within California.

ALTERNATIVES CONSIDERED

The Department of Food and Agriculture must determine that no reasonable alternative considered by the Department or that has otherwise been identified and brought to the attention of the Department would be more effective in carrying out the purpose for which the action is proposed or would be as effective and less burdensome to affected private persons than the proposed action.

AUTHORITY

The Department amended Section 3406(b) pursuant to the authority vested by Sections 407, 5301, 5302, and 5322 of the Food and Agricultural Code of California.

REFERENCE

The Department amended Section 3406(b) to implement, interpret and make specific Sections 5301, 5302, and 5322, Food and Agricultural Code.

EFFECT ON SMALL BUSINESS

The amendment of this regulation may affect small businesses.

CONTACT

The agency officer to whom written comments and inquiries about the initial statement of reasons, proposed action, location of the rulemaking file, request for a public hearing, and final statement of reasons may be directed is: Stephen S. Brown, Department of Food and Agriculture, Plant Health and Pest Prevention Services, 1220 N Street, Room A-316, Sacramento, California 95814, (916) 654-1017, FAX (916) 654-1018, E-mail: sbrown@cdfa.ca.gov. In his absence, you may contact Liz Johnson at (916) 654-1017. Questions regarding the substance of the proposed regulations should be directed to Stephen S. Brown.

INTERNET ACCESS

The Department has posted the information regarding this proposed regulatory action on its Internet website (www.cdfa.ca.gov/cdfa/pendingregs).

AVAILABILITY OF STATEMENT OF REASONS AND TEXT OF PROPOSED REGULATIONS

The Department of Food and Agriculture has prepared an initial statement of reasons for the proposed action, has available all the information upon which its proposal is based, and has available the express terms of the proposed action. A copy of the initial statement of reasons and the proposed regulations in underline and strikeout form may be obtained upon request. The location of the information on which the proposal is based may also be obtained upon request. In addition, the final statement of reasons is available upon request. Requests should be directed to the contact named herein.

If the regulations adopted by the Department differ from, but are sufficiently related to the action proposed, they will be available to the public for at least 15 days prior to the date of adoption. Any person interested may obtain a copy of said regulations prior to the date of adoption by contacting the agency officer (contact) named herein.

TITLE 8. DEPARTMENT OF INDUSTRIAL RELATIONS

NOTICE OF INTENTION TO AMEND THE CONFLICT OF INTEREST CODE OF THE DEPARTMENT OF INDUSTRIAL RELATIONS BY THE DIRECTOR OF INDUSTRIAL RELATIONS: CALIFORNIA CODE OF REGULATIONS, TITLE 8, DIVISION 1, CHAPTER 8, SUBCHAPTER 5, SECTION 17900 AND APPENDIX

The Director of the Department of Industrial Relations ("Director") proposes to adopt a regulation amending the Department's Conflict of Interest Code, as required by Government Code sections 87306 and 87306.5. The amendment repeals the existing listing of Disclosure Categories and listing of Designated Positions in the Appendix, and adopts new listings of Disclosure Categories and of Designated Positions. The Code is located in section 17000, in Subchapter 5 of Chapter 8, Division 1 of Title 8 of the California Code of Regulations.

OBTAINING COPIES

Copies of the proposed amendment are available to interested persons on request. Copies may be obtained

By writing to:
Linda Tejada
Division of Workers' Compensation
Department of Industrial Relations
P.O. Box 420603
San Francisco, CA 94142-0603

By telephoning and requesting a copy:
Linda Tejada
(510) 286-7050

By an in person visit to the offices of the Director of
Department of Industrial Relations at:
Office of the Director — 10th Floor
455 Golden Gate Avenue
San Francisco, California

The proposed amendment may also be viewed on the
Department's website through a link at the following
location: <http://www.dir.ca.gov/DIRRulemaking.html>

SUBMITTING COMMENTS

Any person may submit written comments, including
statements, argument, or contentions regarding the pro-
posed amendment. Any timely submitted written com-
ments must be considered by the Director before the
proposed amendment is finally adopted. Any written
comments should be submitted by mail, e-mail, fax, or
personal delivery, as follows:

By mailing to:
Linda Tejada
Division of Workers' Compensation
Department of Industrial Relations
P.O. Box 420603
San Francisco, CA 94142-0603

By e-mail to:
jcumming@hq.dir.ca.gov [John Cumming]

By fax to:
Department of Industrial Relations
Office of the Director — Legal Unit
Attn.: John Cumming
(415) 703-4277

By personal delivery to:
Department of Industrial Relations
Division of Workers' Compensation
Attn.: Linda Tejada
1515 Clay Street — 17th Floor
Oakland, California 94612

Department of Industrial Relations
Office of the Director
455 Golden Gate Avenue, 10th Floor
San Francisco, California 94102

In order for any written comments to be considered
by the Department before it amends the Conflict of In-
terest Code, they must be actually **received** in the of-
fices of the Department **by 5:00 p.m., March 10, 2006.**

FURTHER INFORMATION

Inquiries concerning the proposed amendments to
the Conflict of Interest Code may be made to:

Linda Tejada
Division of Workers' Compensation
P.O. Box 420603
San Francisco, CA 94142-0603
Telephone: (510) 286-7050

John Cumming
Office of the Director — Legal Unit
455 Golden Gate Avenue, Suite 9516
San Francisco, California 94102
Telephone: (415) 703-4265

The Department has prepared a written explanation
of the reasons for changes in the designations and the
disclosures responsibilities, and has available all in-
formation upon which the proposed changes are based.

REQUESTING A PUBLIC HEARING

Any interested person may request that the Depart-
ment hold a public hearing on the proposed amendment
to the Conflict of Interest Code, by submitting a written
request to the Department by mail to:

Linda Tejada
Division of Workers' Compensation
Department of Industrial Relations
P.O. Box 420603
San Francisco, CA 94142-0603

or by personal delivery to:

Department of Industrial Relations
Office of the Director
455 Golden Gate Avenue, 10th Floor
San Francisco, California 94102

A request for a public hearing must be actually **re-**
ceived in the offices of the Department **by 5:00 p.m.,**
February 23, 2006.

FINDINGS

The adoption of the proposed amendment to the Conflict of Interest Code will not impose a cost or savings on any state agency, local agency or school district that is required to be reimbursed under Part 7 (commencing with Section 17500) of Division 4 of the Government Code. The adoption will not result in any non-discretionary cost or savings to local agencies. The adoption will not result in any cost or savings in federal funding to the state. The adoption will not impose a mandate on local agencies or school districts. The adoption will not have any potential cost impact on private persons or businesses, including small businesses.

The Department has determined that no alternative considered by the Department would be more effective in carrying out the purpose for which the amendment is proposed or would be more effective and less burdensome to affected private persons than the proposed amendment.

SUMMARY OF AFFECTED PROVISIONS OF EXISTING CODE AND PROPOSED CHANGES

No substantive section of the existing code is being changed. The Appendix, which lists disclosure categories and designates positions, is being changed to reflect organizational changes with the Department of Industrial Relations, to rename existing designated positions, and to add designated positions.

TITLE 10. DEPARTMENT OF INSURANCE

45 Fremont Street, 21st Floor
San Francisco, California 94105

File No. RH03029826
Date: December 23, 2005

Proposed Amendment of Section 2632.8
Optional Automobile Insurance Rating Factors

NOTICE OF PROPOSED ACTION AND NOTICE OF PUBLIC HEARING

SUBJECT OF HEARING

Notice is hereby given that the Insurance Commissioner ("Commissioner") proposes to amend Title 10, California Code of Regulations, Sections 2632.8 and

2632.11 regarding the weight to be given to an insurer's automobile rating factors in determining automobile insurance rates and premiums.

Proposition 103 provides that automobile rates must be determined by applying the following rating factors in decreasing order of importance: (1) the driver's driving safety record, (2) the driver's annual mileage driven, (3) the number of years of driving experience for the driver, and (4) those optional rating factors which the Commissioner may adopt by regulation. The current regulations provide that all of the optional rating factors, taken on average, cannot weigh more than the third mandatory rating factor. However, because the optional rating factors are averaged, it is frequently the case that an individual optional rating factor, by itself, carries more weight than a mandatory rating factor.

The proposed regulation would require that each optional rating factor, taken individually, cannot weigh more than the third mandatory factor. This method is sometimes referred to as the "individual method."

A phase-in plan will also be developed during the rulemaking process.

AUTHORITY AND REFERENCE

The Commissioner proposes to amend the proposed regulation under the express authority of California Insurance Code Section 1861.02. The proposed regulation implements, interprets, and makes specific California Insurance Code Section 1861.02.

WORKSHOP DATE AND LOCATION

In addition to the meetings, workshops and town hall meetings previously held, pursuant to the provisions of California Government Code Section 11346.45, the Commissioner hereby invites all interested persons to attend a further workshop to discuss the proposed regulations at the following date, time, and place:

Thursday, January 12, 2006 — 10:00 a.m.
California Department of Insurance
Hearing Room
45 Fremont Street, 22nd Floor, San Francisco,
CA 94105

The Commissioner invites all interested parties to present oral or written comments at the workshop. Submission of written comments in advance of the workshop, preferably by e-mail, is encouraged. Comments should be directed to henleyb@insurance.ca.gov.

The Department intends to distribute additional materials for the workshop approximately ten days in advance of the workshop.

HEARING DATE AND LOCATION

The Commissioner will hold a public hearing to provide all interested persons an opportunity to present statements or arguments, either orally or in writing, with respect to these regulations at the following date, time, and place:

Friday, February 24, 2006 — 10:00 a.m.
California Department of Insurance
Hearing Room
45 Fremont Street, 22nd Floor, San Francisco,
CA 94105

SUBMISSION OF COMMENTS; CONTACT PERSONS

All persons are invited to present oral and/or written comments at the hearing. Written comments not presented at the hearing must be addressed to the following contact person:

Bryant Henley
California Department of Insurance
45 Fremont Street, 21st Floor
San Francisco, CA 94105
Telephone: (415) 538-4111
henleyb@insurance.ca.gov

Questions regarding the hearing and comments on the substance of the proposed action should be addressed to the above contact person. If the contact person is unavailable, inquiries may be sent to the backup contact person:

Elizabeth Mohr
California Department of Insurance
45 Fremont Street, 21st Floor
San Francisco, CA 94105
Telephone: (415) 538-4112
mohre@insurance.ca.gov

DEADLINE FOR WRITTEN COMMENTS

All written materials submitted in connection with the January 12, 2006, workshop should be received by the Commissioner, in care of the contact person, at the address listed above, by no later than **12:00 noon on Wednesday, January 11, 2006**. However, the Commissioner encourages submission of written comments as soon as possible so they may be fully considered in advance of the workshop.

All written materials for the February 24, 2006, public hearing must be received by the Commissioner, in

care of the contact person, at the address listed above, by no later than **5:00 p.m. on , February 27, 2006**. Any materials received after that time will not be considered.

COMMENTS TRANSMITTED BY ELECTRONIC COMMUNICATION

The Commissioner will accept written comments transmitted by e-mail sent to the following e-mail address: henleyb@insurance.ca.gov or mohre@insurance.ca.gov. The Commissioner will also accept written comments transmitted by facsimile provided they are directed to the attention of the contact person for this proceeding using the following fax number: (415) 904-5490. **Comments shall be transmitted by one method only and for the February 24, 2006, public hearing are subject to the deadline for written comments set forth above.**

Comments sent to other e-mail addresses or other facsimile numbers will not be accepted.

ACCESS TO HEARING ROOMS

The facilities to be used for the public hearing are accessible to persons with mobility impairments. Persons with sight or hearing impairments are requested to notify the contact person for this hearing in order to make special arrangements, if necessary.

ADVOCACY OR WITNESS FEES

Persons or groups representing the interests of consumers may be entitled to reasonable advocacy fees, witness fees, and other reasonable expenses, in accordance with the provisions of Subchapter 4.9, Title 10, California Code of Regulations, in connection with their participation in this matter. Persons interested in inquiring about the appropriate procedures should contact the Office of the Public Advisor at the following address:

California Department of Insurance
Office of the Public Advisor
300 Capitol Mall, 17th Floor
Sacramento, CA 95814
(916) 492-3559

A copy of any written materials submitted to the Public Advisor regarding this rulemaking shall also be submitted to the contact person for this hearing. Please contact the Office of the Public Advisor for further information.

INFORMATIVE DIGEST

Summary of Existing Law

California Insurance Code Section 1861.02(a) provides that rates and premiums for an automobile insurance policy shall be determined by application of three mandatory factors and various optional rating factors in decreasing order of importance.

The current regulations require insurers to average all of the optional automobile rating factors. Consequently, it is frequently the case that an individual optional rating factor, by itself, carries more weight than a mandatory rating factor. Various consumer representatives submitted a petition for rulemaking to the Commissioner, alleging that this regulation violated Proposition 103, and requesting that the Commissioner consider two alternatives which they asserted more appropriately implemented the automobile rating provisions of Proposition 103.

In response to the petition, the Commissioner conducted town hall meetings throughout the state, followed by a technical workshop. At the conclusion of the workshop, various insurers conducted a study regarding the premium impact which three alternative proposals could be expected to have on their policyholders. The Commissioner is now proposing a regulation which would require that the weight of each individual optional rating factor be less than the weight of the third mandatory rating factor — years of driving experience.

The Commissioner intends to adopt a phase-in plan for implementation of this regulation, to be developed during the rulemaking process. The Commissioner will identify the length of the transition period, and the transition process, following discussion during this rule-making proceeding.

Policy Statement Overview and Effect of Proposed Action

The proposed regulation would implement the provisions of Proposition 103 which require that rates and premiums for an automobile insurance policy shall be based primarily upon an insured's driving record, miles driven annually, and years of driving experience, rather than the area where a policyholder lives. The Commissioner has determined that the existing regulation is not consistent with the stated purposes of Proposition 103 and with the language of Section 1861.02(a). The Commissioner, therefore, is rejecting the existing regulation. The Commissioner believes that the proposed regulation more accurately implements the requirements of Proposition 103 that automobile insurance rates shall be determined primarily by a drivers' safety record and mileage driven, which are to be more important in determining automobile insurance rates than the location of the driver's residence. The existing regulations re-

quire that the weight for all of the optional rating factors shall be averaged together. The average cannot be greater than the weight of the third mandatory factor. However, by definition, this means that an individual optional rating factor can, and frequently does, weigh more than one of the three mandatory factors.

MANDATES ON LOCAL AGENCIES OR
SCHOOL DISTRICTS OR COSTS WHICH MUST
BE REIMBURSED PURSUANT TO
GOVERNMENT CODE SECTIONS 17500
THROUGH 17630

This proposed regulation does not impose any mandate on local agencies or school districts. There are no costs to local agencies or school districts for which Part 7 (commencing with Section 17500) of Division 4 of the Government Code would require reimbursement, and no other nondiscretionary cost or savings imposed on local agencies.

COST OR SAVINGS TO ANY STATE AGENCY;
FEDERAL FUNDING

The Commissioner has determined that the proposed regulation will result in no cost or savings to any state agency, and no cost or savings in federal funding to the State.

ECONOMIC IMPACT ON BUSINESSES AND
THE ABILITY OF CALIFORNIA BUSINESSES
TO COMPETE WITH BUSINESSES IN OTHER
STATES

The Commissioner has made an initial determination that adoption of the proposed regulations will not have a significant impact on reporting requirements, record-keeping requirements, or other compliance requirements. The Commissioner has made an initial determination that adoption of the proposed regulation will not have a significant, statewide adverse economic impact directly affecting business, including the ability of California businesses to compete with businesses in other states, because the proposed regulation simply clarifies and makes specific the impact of an insurer's optional rating factors on policyholder premiums. Because automobile insurance is generally written based upon the state in which the vehicle is garaged, this regulation does not affect the ability of California insurers to compete with insurers in other states. Moreover, insurers' class plans are revenue neutral, simply reflecting the premium distribution, not the overall premium collected.

Through town hall meetings and workshops, the Commissioner has considered various alternatives to

the existing and proposed regulation. However, the Commissioner invites comment on proposed alternatives designed to lessen any adverse economic impact on business while ensuring compliance with all applicable legal requirements.

The types of businesses affected by the proposed regulation are insurers transacting automobile insurance in the State of California.

POTENTIAL COST IMPACT ON PRIVATE PERSONS OR BUSINESSES

The Commissioner is not aware of any cost impacts a representative private person or business would necessarily incur in reasonable compliance with the proposed action. Although some insurers may incur additional costs to revise their existing class plans, insurers routinely make and file class plan revisions. Moreover, the proposed regulation more appropriately complies with existing law.

The Commissioner intends to develop a phase-in process during the regulation proceedings to minimize any impact on individuals.

BUSINESS REPORT

The proposed regulation does not require a report.

EFFECT ON JOBS/BUSINESSES IN CALIFORNIA

The Commissioner is required to assess any impact the regulation may have on the creation or elimination of jobs in the State of California, the creation of new businesses, the elimination of existing businesses, and the expansion of businesses currently operating in the state. The Commissioner does not foresee that the proposed regulation will have an impact on any of the above but invites interested parties to comment on this issue.

IMPACT ON HOUSING COSTS

The proposed regulation will have no significant effect on housing costs.

ALTERNATIVES

The Commissioner must determine that no reasonable alternative considered by the Commissioner or that has otherwise been identified and brought to the attention of the Commissioner would be more effective in carrying out the purpose for which the regulation is pro-

posed or would be as effective as and less burdensome to affected private persons than the proposed regulation. The Commissioner has considered various alternatives to the proposed regulation. However, the Commissioner invites public comment on alternatives to the regulation.

IMPACT ON SMALL BUSINESS

The matters proposed herein will affect insurance companies, and therefore will not affect small business. (Gov. Code Section 11342.610, subd. (b), para. (2).)

COMPARABLE FEDERAL LAW

There are no existing federal regulations or statutes comparable to, or mandating, the proposed regulation.

OTHER STATUTORY REQUIREMENTS

There are no other specific statutory requirements applicable to the proposed regulation.

TEXT OF REGULATION AND STATEMENT OF REASONS

The Commissioner has prepared an initial statement of reasons that sets forth the reasons for the proposed action. The Commissioner also has available all the information upon which this proposed action is based as well as the express terms of the proposed action. Upon request, the proposed text and initial statement of reasons will be made available for inspection and copying. Requests for the initial statement of reasons or questions regarding this proceeding should be directed to the contact person listed above.

The file for this proceeding, which includes a copy of the proposed regulation, the statement of reasons, the information upon which the proposed action is based, and any supplemental information contained in the rulemaking file, is available for inspection and copying **by prior appointment** at 45 Fremont Street, 21st Floor, San Francisco, California 94105, between the hours of 9:00 a.m. and 4:30 p.m., Monday through Friday. Written requests for the rulemaking file or questions regarding this proceeding should be directed to the contact person listed above.

FINAL STATEMENT OF REASONS

A final statement of reasons will be prepared at the conclusion of this proceeding. Upon written or e-mail request to the contact person listed above, the final statement of reasons will be made available for inspec-

tion and copying once it has been prepared. A copy of the final statement of reasons will also be posted on the Department's website.

AUTOMATIC MAILING

A copy of this notice, including the informative digest, which contains the general substance of the proposed regulation, will automatically be sent to all persons on the Commissioner's mailing list.

WEBSITE POSTINGS

Documents concerning this proceeding are available on the Department's website, <http://www.insurance.ca.gov>. To search for documents related to this proceeding, enter RH03029826 (the Department's regulation file number for these regulations) in the search field.

AVAILABILITY OF MODIFIED TEXT OF REGULATION

In response to public comment, the Commissioner may determine that changes to the proposal are appropriate. If those changes are sufficiently related to the original text that the public had adequate notice of the proposal, as amended, copies of the amended text will be sent to all persons who testified or presented comments at the public hearing or submitted written comments during the comment period, and to anyone who requested information regarding the proposal. Thereafter, the Commissioner will accept written comments, arguments, evidence and testimony, concerning the changes only, for a period of at least 15 days prior to adoption.

At least 45 days notice will be given if the changes are not sufficiently related to the original text that the public was adequately placed on notice that the change could result from the originally proposed regulatory action.

TITLE 14. SIERRA NEVADA CONSERVANCY

NOTICE OF PROPOSED RULEMAKING ACTION TO ADOPT THE CONFLICT OF INTEREST CODE

The Sierra Nevada Conservancy ("Conservancy") was created by the Sierra Nevada Conservancy Act, Public Resources Code section 33300 et seq. Pursuant

to Government Code section 87300, the Conservancy must prepare and adopt a conflict of interest code. The Conservancy hereby gives notice that it intends to adopt a conflict of interest code as described herein.

Description of the Code. The proposed code implements the requirements of sections 87300 through 87302 of the Government Code. The code will designate Conservancy Board Members and employees who must disclose certain investments, income sources, interests in real property and business positions, and who must disqualify themselves from making or participating in the making of governmental decisions affecting those interests. At its September 29, 2005 meeting, the Conservancy authorized its staff to submit the proposed conflict of interest code to the Office of Administrative Law along with any other materials which the Office of Administrative Law requires to be submitted.

Filing Comments—Location and Date. Any interested person may submit written comments on the proposed code by submitting them in writing no later than **February 20, 2006**, by contacting the contact person set forth below. At this time, no public hearing has been scheduled on the proposed code. However, any interested person or his or her representative may request, no later than fifteen (15) days prior to the close of the written comment period, a public hearing.

Availability of Copies of the Code. Copies of the proposed code, the written explanation of the reasons for the proposed code, and all of the information upon which it is based may be obtained from the Conservancy by contacting the contact person listed below. Any inquiries concerning the proposed code shall likewise be directed to the Conservancy, care of the contact person listed below.

The Conservancy has determined that its proposal:

- (1) Imposes no mandate on local agencies or school districts.
- (2) Imposes no costs or savings to any state agency.
- (3) Imposes no costs to any local agency or school district in which reimbursement is required under Part 7 (commencing with Section 17500) of Division 4 of Title 2 of the Government Code.
- (4) Will not result in any nondiscretionary costs or saving to local agencies.
- (5) Will not result in any costs or savings in federal funding to the state.
- (6) Will not have any potential cost impact on private persons, businesses or small businesses.

In making this proposal, the Conservancy must determine that no alternative considered by the agency would be more effective in carrying out the purpose for which the action is proposed or would be as effective

and less burdensome to affected private persons than the proposed action.

Contact Person: All inquiries concerning this proposal and any communications required by this notice should be directed to the Conservancy, care of:

Jim Branham, Executive Officer
Sierra Nevada Conservancy
1419 9th Street, 13th Floor
Sacramento, CA 95814
(916) 653-5672
www.sierranevada.ca.gov

TITLE 18. FRANCHISE TAX BOARD

NOTICE OF PROPOSED RULEMAKING

The Franchise Tax Board proposes to adopt the proposed regulation after considering all comments, objections and recommendations regarding the proposed action.

PUBLIC HEARING

The Franchise Tax Board will not hold a public hearing unless requested by interested persons or their representatives at least 15 days before the close of the written comment period. Any request for a public hearing should be submitted to the officer named below.

WRITTEN COMMENT PERIOD

Written comments will be accepted until 5:00 p.m., Wednesday, February 22, 2006. All relevant matters presented will be considered before the proposed regulatory action is taken. Comments should be submitted to the agency officer named below.

AUTHORITY AND REFERENCE

Revenue and Taxation Code section 19503 authorizes the Franchise Tax Board to prescribe regulations necessary for the enforcement of Part 10 (commencing with section 17001), Part 10.2 (commencing with section 18401), Part 10.7 (commencing with section 21001) and Part 11 (commencing with section 23001). The proposed regulatory action is required by Section 19591 of the Revenue and Taxation Code, which is included in Part 10.2 of the Revenue and Taxation Code.

INFORMATIVE DIGEST/POLICY STATEMENT OVERVIEW

The Franchise Tax Board proposes to adopt California Code of Regulations, Title 18, Section 19591.

The proposed regulation is mandated by Revenue and Taxation Code section 19591, subdivision (b)(2), which provides that:

Commencing on January 1, 2006, the amount of the specialized tax services fees shall be established by the board through regulations adopted pursuant to Chapter 3.5 (commencing with Section 11340) of Part 1 of Division 3 of Title 2 of the Government Code, and shall be established in the manner and in the amounts necessary to reimburse the board for the costs of administering the specialized services, including the board's direct and indirect costs for providing specialized tax services.

The costs proposed under this regulation are substantially similar to the fees set forth in FTB Notice 2004-9 (December 17, 2004), with the addition of the installment payment arrangement fee for business entities permitted by Stats. 2005, Ch. 211 (SB 157), which amended Revenue and Taxation Code section 19008. The costs and fee for business entity installment payment arrangements were calculated in the same manner as the previously calculated tax service fees, taking into account direct and indirect costs to the Franchise Tax Board for providing the specialized service.

DISCLOSURES REGARDING THE PROPOSED REGULATORY ACTION

Mandate on local agencies and school districts: None.
Cost or savings to any state agency: None.

Cost to any local agency or school district which must be reimbursed under Part 7, commencing with Government Code section 17500, of Division 4: None.

Other non-discretionary cost or savings imposed upon local agencies: None.

Cost or savings in federal funding to the state: None.

Significant statewide adverse economic impact directly affecting business including the ability of California businesses to compete with businesses in other states: None.

Cost to directly affected private persons/businesses potential: None.

Significant effect on the creation or elimination of jobs in the state: None.

Significant effect on the creation of new businesses or elimination of existing businesses within the state: None.

Significant effect on the expansion of businesses currently doing business within the state: None.

Effect on small business: This proposed regulation may affect small business.

Significant effect on housing costs: None.

CONSIDERATION OF ALTERNATIVES

In accordance with Government Code section 11346.5, subdivision (a)(13), the Board must determine that no reasonable alternative it considered or that has otherwise been identified and brought to its attention it would be more effective in carrying out the purpose for which the action is proposed or would be as effective and less burdensome to affected private persons than the proposed regulatory action. As the proposed regulatory action is specifically required by statute, Franchise Tax Board has determined that there is no reasonable alternative to the proposed regulatory action.

AVAILABILITY OF STATEMENT OF REASONS AND TEXT OF PROPOSED REGULATIONS

The Franchise Tax Board has prepared an initial statement of the reasons for the proposed regulatory action. The express terms of the proposed regulatory action, the initial statement of the reasons for the regulatory action, and all the information upon which the proposed regulatory action is based are available upon request from the agency officer named below. When the final statement of reasons is available, it can be obtained by contacting the agency officer named below, or by accessing the Franchise Tax Board's website at www.ftb.ca.gov.

CHANGE OR MODIFICATION OF ACTIONS

The three-member Franchise Tax Board may adopt the proposed regulatory action after consideration of any comments received during the comment period. Government Code section 15702, subdivision (b), provides for consideration by the three-member Board of any proposed regulatory action, if any person makes such a request. If a request is received, the three-member Board will consider the proposed regulatory action prior to adoption.

The regulations and amendments may also be adopted with modifications if the changes are nonsubstantive or the resulting regulations are sufficiently related to the text made available to the public so that the public was adequately placed on notice that the regulations as modified could result from that originally proposed. The text of the regulations as modified will be made available to the public at least 15 days prior to the date on which the regulations are adopted. Requests for copies of any modified regulations should be sent to the attention of the agency officer named below.

AVAILABILITY OF FINAL STATEMENT OF REASONS

When the final statement of reasons is available, it can be obtained by contacting the officer named below or by accessing the Franchise Tax Board's website at <http://www.ftb.ca.gov>.

AVAILABILITY OF DOCUMENTS ON THE INTERNET

This notice, the initial statement of reasons, and the express terms of the proposed regulations are available at the Franchise Tax Board's website at <http://www.ftb.ca.gov>.

ADDITIONAL COMMENTS

If a hearing is held, the room will be accessible to persons with physical disabilities. Any person in need of a language interpreter, including sign language, should contact the officer named below at least two weeks prior to any scheduled hearing so that the services of an interpreter may be arranged.

CONTACT

All inquiries concerning this notice or the hearing should be directed to Colleen Berwick at Franchise Tax Board, Legal Department, P.O. Box 1720, Rancho Cordova, CA 95741-1720; Telephone (916) 845-3306; Fax (916) 845-3648; E-Mail: colleen.berwick@ftb.ca.gov, or the designated backup, Bruce R. Langston; Tel.: (916) 845-3337, Fax: (916) 965-3648; E-Mail: bruce.langston@ftb.ca.gov. In addition, all questions on the substance of the proposed regulation can be directed to Bruce R. Langston, Tel.: (916) 845-3337. This notice, the initial statement of reasons and express terms of the proposed regulations are also available at the Franchise Tax Board's website at www.ftb.ca.gov.

TITLE 20. CALIFORNIA ENERGY COMMISSION

NOTICE OF PROPOSED ACTION

PROPOSED AMENDMENTS TO APPLIANCE EFFICIENCY REGULATIONS CALIFORNIA CODE OF REGULATIONS, TITLE 20, SECTIONS 1601 — 1608

Docket Number 05-AAER-2
December 2005

INTRODUCTION

The California Energy Commission (“Energy Commission”) proposes to amend its appliance efficiency regulations.

PUBLIC HEARINGS

The Energy Commission will hold two public hearings on the proposed amendments. First, the Energy Commission’s Efficiency Committee (Vice Chair Jackalynne Pfannenstiel, Presiding Member) will hold a hearing:

Tuesday, February 14, 2006

10:00 a.m.

California Energy Commission
Hearing Room A
1516 Ninth Street
Sacramento, California
(Wheelchair accessible)

Second, the full Energy Commission will consider adopting the proposed amendments at a hearing:

Wednesday, March 1, 2006

10:00 a.m.

California Energy Commission
Hearing Room A
1516 Ninth Street
Sacramento, California
(Wheelchair accessible)

Audio for the February 14 Committee Hearing and the March 1 adoption hearing will be broadcast over the internet. For details, please go to www.energy.ca.gov/webcast/. If you have a disability and require assistance to participate in these hearings, please contact Lou Quiroz at (916) 654-5146 at least 5 days in advance.

At the hearings any person may present written or oral comments on the proposed amendments.

WRITTEN COMMENTS

Any interested person may submit written comments on the proposed amendments. Regarding the hearing, the Commission appreciates receiving written comments at the earliest possible date: for the February 14 hearing, please provide written comments by February 1, 2006; for the March 1 hearing, please provide written comments by February 22, 2006. However, written comments will still be accepted at the hearing itself. In addition, written comments will be considered if they are received by 10:00 a.m. on March 1, 2006 at the Commission’s Docket Unit. Written comments shall be

emailed to Docket@energy.state.ca.us or mailed or delivered to the following address (emailing is preferred):

California Energy Commission
Docket No. 05-AAER-2
Docket Unit
1516 Ninth Street, Mail Station 4
Sacramento, California 95814-5504

All written comments must indicate “Docket No. 05-AAER-2.” When comments are emailed on behalf of an organization, the comments should be a scanned copy of the original on the organization’s letterhead and include a signature of an authorized representative.

AUTHORITY AND REFERENCE

The Energy Commission proposes to adopt the amendments under the authority of Public Resources Code Sections 25213, 25218(e), and 25402(a)–(c). The proposed amendments implement, interpret, and make specific Public Resources Code Sections 25402(a)–(c).

INFORMATIVE DIGEST/POLICY STATEMENT OVERVIEW

Existing law [Public Resources Code Section, 25402(c)] requires the Energy Commission to adopt regulations that prescribe minimum efficiency levels for appliances. The Energy Commission first adopted appliance regulations in 1976 and has periodically revised them since then. The current regulations include provisions for the testing of appliances to determine their efficiency, reporting of data by manufacturers to the Energy Commission, standards establishing mandatory efficiency levels, and compliance and enforcement procedures, as well as general provisions on the scope of the regulations and definitions.

In the rulemaking proceeding that is the subject of this Notice of Proposed Action (“NOPA”), the Energy Commission is proposing to amend the current efficiency standards for general service and reflector incandescent lamps and for metal halide luminaires. In addition, updates are proposed on reporting provisions for enhanced spectrum general service incandescent lamps.

LIST OF DOCUMENTS INCORPORATED BY REFERENCE

Commission International de l’Eclairage (C.I.E) 1931 chromaticity diagram in Illuminating Engineering Society of North America LM16-1993, Practical Guide to Colorimetry of Light Sources, Figure 2.

FEDERAL LAW

The proposed amendments do not conflict with federal law.

The proposed amendments are not mandated by federal law.

There are extensive federal regulations on appliance efficiency. (See 42 U.S.C. Section 6291 et seq.; 10 CFR Parts 430, 441.) The proposed amendments deal with appliances that are not covered by the federal regulations.

STATUTORY REQUIREMENTS

California law requires that the Energy Commission's appliance efficiency standards (1) apply to appliances that use a significant amount of energy on a statewide basis, (2) be based on feasible and attainable efficiencies or feasible improved efficiencies, and (3) be cost-effective based on a reasonable use pattern (i.e., not result in added total costs to the consumer, considering both any increased costs of the efficiency improvement and the reduced utility bill costs resulting from the improved efficiency, over the design life of the appliance). [Public Resources Code Section 25402(c)(1).] An Energy Commission Staff Report, 2005 *Update of Appliance Efficiency Regulations*, demonstrates that the proposed amendments are consistent with these requirements.

LOCAL MANDATE

The proposed amendments will not impose a mandate on state or local agencies or districts.

ECONOMIC AND FISCAL IMPACTS

The Energy Commission has made the following initial determinations.

Fiscal Impact

Costs Requiring Reimbursement. The proposed amendments will not impose on local agencies or school districts any costs for which Government Code sections 17500–17630 require reimbursement.

Other Non-Discretionary Costs or Savings for Local Agencies. Local agencies that purchase appliances subject to efficiency standards sometimes have to pay increased purchase costs for those appliances. However, those costs are always recovered by reductions in natural gas and electricity bills. In this rulemaking, however, none of the proposed amendments will result in increased purchase costs.

Costs or Savings for State Agencies. State agencies that purchase appliances subject to efficiency standards

sometimes have to pay increased purchase costs for those appliances. However, those costs are always recovered by reductions in natural gas and electricity bills. In this rulemaking, however, none of the proposed amendments will result in increased purchase costs.

Cost or Savings in Federal Funding to the State. The proposed amendments will not result in any costs or savings in federal funding to the state.

Effect on Housing Costs

There will be no effect on housing costs.

Significant Statewide Adverse Economic Impact Directly Affecting Business, Including the Ability of California Businesses to Compete with Businesses in Other States

The Energy Commission has made an initial determination that there will be no significant (or insignificant) statewide adverse economic, fiscal, or environmental impact directly affecting businesses, including small businesses, as a result of the proposed amendments, including the ability of California businesses to compete with businesses in other states.

Nevertheless, the Energy Commission invites interested persons to submit alternative proposals to lessen any adverse economic impact on business that might exist, which may include the following considerations:

- (i) The establishment of differing compliance or reporting requirements, or timetables that take into account the resources available to businesses.
- (ii) Consolidation or simplification of compliance and reporting requirements for businesses.
- (iii) The use of performance standards rather than prescriptive standards.
- (iv) Exemption or partial exemption from the regulatory requirements for businesses.

Impacts on the Creation or Elimination of Jobs within the State, the Creation of New Businesses or the Elimination of Existing Businesses, or the Expansion of Businesses in California

The proposed amendments will have no impact on the creation or elimination of jobs within the State, the creation of new businesses or the elimination of existing businesses, or the expansion of businesses in California.

Cost Impacts on Representative Person or Business

Businesses and individuals that purchase appliances subject to efficiency standards sometimes have to pay increased purchase costs for those appliances. However, those costs are always more than made up by reductions in natural gas and electricity bills. Therefore, the Commission is not aware of any cost impacts that a representative, private person or business would necessarily incur in reasonable compliance with the proposed ac-

tion, except the costs of Business Reports discussed in the next paragraph.

Business Reports

The proposed amendments would require manufacturers of appliances to submit data about the appliances that they manufacture. In California, there are few manufacturers of the appliances that would be affected by the proposed amendments. The Energy Commission estimates that the annual reporting cost would be \$360 per manufacturer. It is necessary for the health, safety, or welfare of the people of the state that the proposed amendments apply to business, for two basic reasons. First, the Legislature has required the Energy Commission to adopt efficiency standards, and the submittal of data is necessary to determine compliance with the standards. Second, the data required to be submitted will be used to increase consumer awareness, for utility efficiency programs, and for research, all of which will foster additional efficiency, which in turn will lead to economic, energy reliability, and environmental benefits.

Small Business

Like all businesses, small businesses benefit from appliance regulations. Small businesses that purchase appliances subject to efficiency standards sometimes have to pay increased purchase costs for those appliances. However, those costs are always more than made up by reductions in natural gas and electricity bills. Therefore, there will be no adverse effects on small business.

ALTERNATIVES

Before it adopts the proposed amendments, the Energy Commission must determine that no reasonable alternative it considered, or that has otherwise been identified and brought to its attention, would be more effective in carrying out the purpose for which the amendments are proposed or would be as effective and less burdensome to affected private persons than the proposed amendments. To date, the Energy Commission has found no alternatives to the proposed action that would be more effective, or as effective and less burdensome.

DESIGNATED CONTACT PERSONS

Please contact the following person, preferably by e-mail, for general information about the proceeding or to obtain any document relevant to the proceeding, including the Express Terms, the Initial Statement of Reasons, the Form 399, the Staff Report, and any other document in the rulemaking file:

Linda Franklin
California Energy Commission
1516 Ninth Street, Mail Station 25
Sacramento, California 95814-5512
Telephone: 916-654-4064
Fax: 916-654-4304
E-mail: LFrankli@energy.state.ca.us

Please contact the following person, preferably by e-mail, for substantive questions:

Gary Flamm
California Energy Commission
1516 Ninth Street, Mail Station 25
Sacramento, California 95814-5512
Telephone: 916-654-2817
Fax: 916-654-4304
E-mail: Gflamm@energy.state.ca.us

The backup contact person for substantive questions is:

Jim Holland
California Energy Commission
1516 Ninth Street, Mail Station 25
Sacramento, California 95814-5512
Telephone: 916-654-4091
Fax: 916-654-4304
E-mail: JHolland@energy.state.ca.us

Mr. Flamm and Mr. Holland also can assist in obtaining documents and in answering general questions.

PUBLIC ADVISER

The Energy Commission's Public Advisor, Margret J. Kim, provides public assistance in participating in Energy Commission activities. If you would like information on how to participate in this proceeding, please contact the Public Advisor's Office by phone at (916) 654-4489 or toll free at (800) 822-6228, by FAX at (916) 654-4493, or by email at pao@energy.state.ca.us.

News media inquiries should be directed to Claudia Chandler, Assistant Executive Director, at (916) 654-4989.

AVAILABILITY OF THE TEXT OF THE PROPOSED AMENDMENTS (EXPRESS TERMS), THE INITIAL STATEMENT OF REASONS, AND THE INFORMATION UPON WHICH THE PROPOSAL IS BASED (RULEMAKING FILE)

The first action to take to obtain documents in this rulemaking proceeding is to visit the Energy Commission's appliance website, www.energy.ca.gov/appliances. The website will have all of the documents

prepared by the Energy Commission, including the Express Terms of the proposed amendments (written in plain English and set forth in a format that indicates both the existing text and the proposed text), the Initial Statement of Reasons, and all documents relied upon by the Commission, as well as most of the other documents in the rulemaking file.

The Express Terms and the Initial Statement of Reasons are also available at no cost from the contact person, Linda Franklin (see above).

The Energy Commission's Docket Office has available all of the documents in the rulemaking file; for copies, please contact:

Docket Office
California Energy Commission
1516 Ninth Street, MS 4
Sacramento, California 95814-5504
916-654-5076

AVAILABILITY OF MODIFIED AMENDMENTS (15-DAY LANGUAGE)

At the February 14, 2006 hearing, the Energy Commission may adopt the proposed amendments substantially as described in this notice. If modifications are made, and they are sufficiently related to the originally-proposed amendments, the full modified text with changes clearly indicated will be made available to the public at least 15 days before the Energy Commission adopts the amendments. A notice of the availability of any such text will be placed on the Energy Commission's website and will be mailed to all persons to whom this notice is being mailed, who submitted written or oral comments at any hearing, who submitted written comments during the public comment period, or who requested to receive such modifications. In addition, copies may be requested from the contact person named above and from the Docket Office. The Energy Commission will accept written comments on any such modified text for at least 15 days after the text is made available to the public. Adoption of the 15-Day language will be considered at a public hearing scheduled in the notice of availability.

FINAL STATEMENT OF REASONS

The Energy Commission will prepare a Final Statement of Reasons on the amendments, responding to all relevant comments made during the proceeding. The Final Statement of Reasons will be available from the contact person named above and from the Docket Office, and will be posted on the Energy Commission's website.

INTERNET ACCESS

Documents prepared by the Energy Commission for this rulemaking, including this NOPA, the Express Terms, and the ISOR, and most other documents in the rulemaking file, will be posted on the Energy Commission's website, <http://www.energy.ca.gov/appliances>.

TITLE 22. EMPLOYMENT TRAINING PANEL

NOTICE OF PROPOSED RULEMAKING

NOTICE IS HEREBY GIVEN that the Employment Training Panel (Panel) proposes a series of regulatory actions regarding its Special Employment Training (SET) and High Unemployment Area (HUA) training programs. Specifically, the Panel proposes to amend Sections 4409 and 4400(ii); adopt Section 4429, and repeal Section 4400(hh) in Title 22 of the California Code of Regulations, as discussed further herein. The Initial Statement of Reasons and Express Text of the proposed amendment are accessible through the *What's New* link on the Home Page of the ETP website (www.etp.ca.gov).

AUTHORITY AND REFERENCE

The Panel's rulemaking authority is set forth at Section 10205(m) of the Unemployment Insurance (U.I.) Code. The proposed regulatory actions would implement, interpret and make specific Sections 10200(a), 10201(c) & (f), 10201.5 and 10214.5 of the U.I. Code.

INFORMATIVE DIGEST

Amend Section 4409

The Panel may fund "special employment training projects that improve the skills and employment security of frontline workers" under Unemployment Insurance (UI) Code Section 10214.5. This enabling statute requires the Panel to identify industries and occupations as priorities for SET funding. (The Panel identified healthcare and construction in its Strategic Plan for 2006.) Furthermore, this statute allows the Panel to allocate up to ten percent of annually available training funds for SET projects.

SET training projects exempt two eligibility requirements, under the same enabling statute: 1) employers are not required to show out-of-state competition per UI Code Section 10200(a), and 2) trainees are not required to show a history of Unemployment Insurance Tax reporting per UI Code Section 10201(c).

In its current form, Section 4409 sets forth the statutory standards for determining whether or not a training proposal qualifies for SET funding. It also sets forth standards for HUA projects. The proposed amendment would clarify the SET standards; and remove the HUA standards, which would then be expressed in proposed Section 4429.

As amended, Section 4409 would clarify the Panel's authority to waive the ETP Minimum Wage and modify the retention period requirements, for a SET project. It would also define the "multiple barriers to employment" standard as two or more barriers; and, set forth a related waiver of the regulatory limit on basic skills and literacy training. Furthermore, the amendment would eliminate a one-time limit on SET funding; clarify standards for funding "entrepreneurial training" for the owner of a small business (ten or fewer employees); and, reference the HUA standards at proposed Section 4429.

Adopt Section 4429

The Panel may reduce the ETP Minimum Wage requirements for "training of workers in regions suffering from high unemployment and low job creation, including the working poor" so long as the trainees earn significantly higher wages post-retention. This authority, set forth in UI Code Section 10214.5(c), is the basis of HUA funding. [Note: HUA funding may be included within a SET project, which is the purpose of the cross-reference under Section 4409.] The Panel may also make a special modification to the retention period for HUA funding.

As defined at Section 4409, a HUA training project may be in a county or portion thereof, or some other distinct region that has an unemployment rate exceeding the state average by at least 25 percent based on the most recent data published by the Labor Market Information Division (LMID) of the Employment Development Department.

Proposed Section 4429 would incorporate the existing definition of HUA and set forth the wage standards from UI Code Section 10201.5. In addition, this proposed regulation would also specify that post-retention wages must improve by at least seven percent — except for trainees in agricultural industries, in which case the Panel could set a lower wage differential. This proposed regulation would clarify that "agricultural industries" includes those that are directly involved in harvesting, packing or processing crops and/or food products.

Proposed Section 4429 would allow a modified employment retention period of 90 out of 120 days with a maximum of two employers. This is based on the Panel's prior experience.

In addition, proposed Section 4429 would distinguish the wage reduction for "retrainees" as compared to

"new hires," consistent with the same distinction appearing throughout the enabling law. [See UI Code Section 10201(g) & (i)].

Proposed Section 4429 would authorize additional waivers for HUA trainees who qualify as "working poor" under Section 4400(hh). This includes a waiver of the limit on basic skills and literacy training at Section 4420. This waiver would implement the Panel's current practice as expressed in the *Policy*. All reduced wage requirements, retention modifications and waivers would be made on a case-by-case basis.

Amend Section 4400(hh)

Under UI Code Section 10201.5, HUA funding may be applied to training the "working poor." Existing Section 4400(hh) defines working poor, in part, as workers who "earn low wages in jobs appearing to lack career potential." This proposed amendment would clarify that "low wages" means less than the ETP Minimum Wage. As amended, Section 4400(hh) would implement the definition of working poor that is now set forth in policy.

Repeal Section 4400(ii)

The existing definition of HUA would be repealed because it has been incorporated into proposed Section 4429.

No documents would be incorporated-by-reference in any of these proposed regulatory actions.

FISCAL DISCLOSURES

The Panel has made the following initial determinations regarding fiscal disclosures required by Section 11346.2 of the Government Code:

A. Fiscal Impact. The Panel has made an initial determination that the proposed regulatory action does not impose costs or savings requiring reimbursement under Section 17500 *et seq.* of the Government Code. Furthermore, this action does not impose non-discretionary costs or savings to any local agency; nor does it impact federal funding for the State.

The Panel has made an initial determination that the proposed regulatory action does not impose costs or savings to any State agency pursuant to Section 11346.1(b) or 11346.5(a)(6) of the Government Code. Furthermore, there are no fiscal impact disclosures required by State Administrative Manual sections 6600–6670.

B. Cost Impacts. The Panel is not aware of any cost impacts that a representative private person or business would necessarily incur in reasonable compliance with the proposed action. The same determination applies to housing costs. This action would clarify the Panel's standards for reviewing and funding training proposals. Thus, the costs incurred in submitting such a proposal should be reduced, if anything.

C. Adverse Impact on Business. The Panel has made an initial determination that the proposed regulatory action does not have any significant, statewide adverse economic impact directly affecting business, including the ability to compete. Indeed, the overall purpose of the Panel's program is to enhance the ability of California businesses to meet the challenge of competition from other states.

D. Effect on Small Business. The Panel has determined that the proposed regulatory action does not affect small businesses unless they seek training funds. Since this action would clarify and simplify the Panel's standards for reviewing and funding training proposals, this would be a positive effect.

E. Effect on Jobs and Business Expansion. The Panel has made an initial determination that the proposed regulatory action would not create or eliminate jobs in California. Nor would it create new businesses or eliminate existing businesses in California. The Panel has made an initial determination that this action would not directly affect the expansion of businesses currently operating in California.

Nevertheless, the overall intent and purpose of the ETP program is to foster job creation and the retention of high-wage, high-skilled jobs that are threatened by out-of-state competition. (U.I. Code section 10200(a).) The Panel must give funding priority to projects that would train new employees of firms locating or expanding in the state; train displaced workers, and develop workers with skills that prepare them for the challenges of a high performance workplace of the future. (U.I. Code section 10200(b).) Thus, the Panel has made an initial determination that the proposed regulatory action may encourage the retention of jobs and businesses in California, insofar as they would enhance the Panel's ability to implement the purpose of the ETP program.

F. Imposed Mandate. The Panel has made an initial determination that the proposed regulatory action does not impose a mandate on local agencies or school districts.

REASONABLE ALTERNATIVES

The Panel has made an initial determination that there is no reasonable alternative to the proposed regulatory action that would be more effective in carrying out its purpose, or would be as effective and less burdensome to affected private parties. Interested persons are welcome to identify reasonable alternatives during the written comment period.

WRITTEN COMMENT PERIOD

A 45-day written comment period has been established beginning on January 6, 2006 and ending at 5:00 p.m. on February 20, 2006. Any interested person, or his or her authorized representative, may present written comments on the proposed action within that time period. Comments should be sent to:

Maureen Reilly
Employment Training Panel, Legal Unit
1100 "J" Street, Fourth Floor
Sacramento, CA 95814
Telephone: (916) 327-5470
E-Mail: mreilly@etp.ca.gov
FAX: (916) 327-5268

PUBLIC HEARING

A public hearing will not be held unless one is requested by an interested person, or his or her authorized representative. The request must be submitted in writing to Ms. Reilly at the address shown above no later than 5:00 p.m. at least 15 calendar days before the written comment period ends. The request should identify the specific regulatory action for which the hearing is requested.

MODIFICATIONS

Modifications to the text of the proposed regulatory action may be made after the public comment period. If so, they will be posted on the ETP Website at www.etp.ca.gov. They will also be available upon request to Ms. Reilly. Said modifications will be open to public comment for at least 15 days before their adoption, as noticed on the ETP Website.

AVAILABILITY OF DOCUMENTS

The Panel has prepared an Initial Statement of Reasons for the proposed action, and has compiled all information on which this action was based. This statement, along with the express text of the proposed action and the written information on which it was based, are available for inspection at the address shown above. Any inquiries should be directed to Ms. Reilly.

The Panel will prepare a Final Statement of Reasons at the conclusion of the public comment period. This final statement and the information on which it was based will also be available for inspection at the written comment address shown above.

This Notice of Proposed Rulemaking is posted on the ETP Website at www.etp.ca.gov. The Initial Statement of Reasons and the express text of the proposed action

are also posted on the ETP Website. When the Final Statement of Reasons is prepared, it will be posted on the ETP Website.

CONTACT PERSONS

Requests for copies of the express text of the proposed regulatory action, along with the modified text (if any) and the Initial Statement of Reasons, should be directed to Ms. Reilly using the contact information shown above. In addition, the “rulemaking file” of written information on which the proposed action is based is available for inspection through Ms. Reilly.

In the event Ms. Reilly is unavailable, inquiries regarding the proposed regulatory action should be directed through the Legal Unit Secretary, Terza Rodoni, at the same address and/or phone number listed above, or by email at trodoni@etp.ca.gov.

GENERAL PUBLIC INTEREST

DEPARTMENT OF FAIR EMPLOYMENT AND HOUSING

NOTICE IS HEREBY GIVEN that the prospective contractors listed below have been required to submit a Nondiscrimination Program (NDP) or a California Employer Identification Report (CEIR) to the Department of Fair Employment and Housing, in accordance with the provisions of Government Code Section 12990. No such program or (CEIR) has been submitted and the prospective contractors are ineligible to enter into State contracts. The prospective contractor’s signature on Standard Form 17A, 17B, or 19, therefore, does not constitute a valid self-certification. Until further notice, each of these prospective contractors in order to submit a responsive bid must present evidence that it’s Nondiscrimination Program has been certified by the Department.

ASIX Communications, Inc.
DBA ASI Telesystems, Inc.
21150 Califa Street
Woodland Hills, CA 91367

Bay Recycling
800 77th Avenue
Oakland, CA 94621

C & C Disposal Service
P.O. Box 234
Rocklin, CA 95677

Choi Engineering Corp.
286 Greenhouse Marketplace,
Suite 329
San Leandro, CA 94579

Fries Landscaping
25421 Clough
Escalon, CA 95320

Marinda Moving, Inc.
8010 Betty Lou Drive
Sacramento, CA 95828

MI-LOR Corporation
P.O. Box 60
Leominster, MA 01453

Peoples Ridesharing
323 Fremont Street
San Francisco, CA 94105

San Diego Physicians & Surgeons Hospital
446 26th Street
San Diego, CA

Southern CA Chemicals
8851 Dice Road
Santa Fe Springs, CA
90670

Tanemura and Antle Co.
1400 Schilling Place
Salinas, CA 93912

Turtle Building Maintenance Co.
8132 Darien Circle
Sacramento, CA 95828

Univ Research Foundation
8422 La Jolla Shore Dr.
La Jolla, CA 92037

Vandergoot Equipment Co.
P.O. Box 925
Middletown, CA 95461

**CALIFORNIA ENVIRONMENTAL
PROTECTION AGENCY
DEPARTMENT OF TOXIC SUBSTANCES
CONTROL**

NOTICE TO INTERESTED PARTIES

**NOTICE OF THE DEPARTMENT OF TOXIC
SUBSTANCES CONTROL'S INTENT TO
FINALIZE A "SETTLEMENT AGREEMENT AND
CONSENT ORDER" WITH ELIN
CHRISTOPHERSON, BENNETT
CHRISTOPHERSON, AND HANS-JURGEN
BERGMANN RESPECTING THE K&L PLATING
SITE LOCATED AT 10301, 10319, AND 10323
PEARMAIN STREET, OAKLAND, CALIFORNIA**

The Department of Toxic Substances Control ("DTSC"), pursuant to the authority vested in DTSC under California Health and Safety Code, sections 25187, 25355.5, 25358.3 has agreed to enter into a Settlement Agreement and Consent Order ("Settlement Agreement") with Elin Christopherson, Bennett Christopherson, and Hans-Juergen Bergmann ("Respondents") respecting the K&L Plating site ("Site") located at 10301, 10319, and 10323 Pearmain Street in the City of Oakland.

Site History. A plating shop operated at the Site for at least four years prior to having shutdown in response to Court Order No. 778181-0 issued by the Superior Court of the State of California, Alameda County, issued July 16, 1997. This Court Order required that the business cease operation and lawfully and properly dispose of all chemicals, materials, or other substances from the Site. Subsequent sampling detected metals contamination on floors and walls of the facility's buildings. Soil samples did not detect metals above United States Environmental Protection Agency ("U.S. EPA") residential Preliminary Remediation Goals except for arsenic, which was within the range considered to be background. Metals detected in groundwater are believed to originate from an offsite source.

Enforcement Activities and Cleanup Work Completed by DTSC. In September 1997, DTSC issued an Imminent and Substantial Endangerment Determination, Docket No. 1&/SE 97/98-002, which allowed DTSC to conduct response actions at the Site. In 1997 and 1998, U.S. EPA and DTSC contractors removed and properly disposed of liquids, containers and other materials used in the plating operations, and investigated contamination at the Site. In June 2000, DTSC approved a Removal Action Workplan (RAW) that de-

termined the site-specific cleanup goals and the chosen remedial action of decontamination of the interiors of the buildings. DTSC's contractor implemented the RAW in 2000, but residual metals contamination above the site-specific cleanup goals remained on floors and walls of the buildings. A Consent Order, Docket No. HSA-CO 03/04-035, providing DTSC oversight of remedial activities at the Site was signed with the current owners in September 2003. Chip samples of the buildings' floors and walls have been compared to background values, and, based upon the information reviewed, DTSC has determined that no hazardous substances currently exist on two of the three properties comprising the Site at levels that could pose a threat to public health or the environment.

The Settlement Agreement. The Settlement Agreement requires Respondents to pay DTSC \$92,000, which represents a portion of the past costs that DTSC has incurred at the Site, and to conduct certain work at the Site. In return, Respondents receive contribution protection as provided by federal law from certain claims by other liable parties and a covenant not to sue from DTSC. Respondents do not admit to any liability by entry into the Settlement Agreement. DTSC reserves a number of rights, including, inter alia, its right to seek recovery of its unpaid past and future costs from third parties.

Obtaining Copies of the Settlement Agreement. Interested parties may obtain a copy of the Settlement Agreement or other background information on the Settlement Agreement by contacting Mr. Bill Brown at (510) 540-3841.

Comments on the Settlement Agreement. DTSC invites any interested persons to submit comments on the Settlement Agreement. Comments must be received by DTSC on or before February 26, 2006. The comments should reference the Site name and be directed to:

Mr. Bill Brown
Department of Toxic Substances Control
700 Heinz Avenue, Suite 200
Berkeley, California 94710-2737

and

Leah S. Goldberg, Esq.
meyers|nave
555 12th Street, Suite 1500
Oakland, CA 94607

DTSC's responses to any timely comments will be available for inspection at DTSC's office in Berkeley, California.

Further information regarding this matter may also be obtained by contacting the following person: DTSC Staff Counsel Robert Elliott at (916) 327-6105.

**TITLE 2, SECTION 7288.0 —
HARASSMENT TRAINING AND
EDUCATION**

Notice published December 16, 2005

NOTICE OF ERRATA

The California Fair Employment and Housing Commission (“Commission”) makes the following corrections to its NOTICE OF PROPOSED RULEMAKING, OAL file number Z-05-1205-01, published in the Office of Administrative Law’s December 16, 2005 Notice Register, on page four:

Total statewide costs that businesses may incur to comply with Government Code section 12950.1 over a three year period:	\$68,732,526
Number of supervisors and managers working for these [private] businesses:	1,174,915
Initial cost to train 1,174,915 supervisors:	\$45,821,685
Cost over three years to train 1,174,915 supervisors:	\$68,732,526

The Commission has corrected this information on its website at www.fehc.ca.gov.

Inquiries concerning the proposed administrative action may be directed to:

Ann M. Noel
Acting Executive and Legal Affairs Secretary
Fair Employment and Housing Commission
455 Golden Gate Avenue, Suite 10600
San Francisco, CA 94102
Telephone: (415) 557-2325
Facsimile: (415) 557-0855
regs@fehca.gov

**SUMMARY OF REGULATORY
ACTIONS**

**REGULATIONS FILED WITH
SECRETARY OF STATE**

This Summary of Regulatory Actions lists regulations filed with the Secretary of State on the dates indicated. Copies of the regulations may be obtained by contacting the agency or from the Secretary of State, Archives, 1020 O Street, Sacramento, CA, 95814, (916) 653-7715. Please have the agency name and the date filed (see below) when making a request.

BOARD FOR GEOLOGISTS AND GEOPHYSICISTS

Licensing Renewal Fee Increase

In this regulatory action, Board for Geologists and Geophysicists amends 16 CCR 3005, raising annual license renewal fees for California geologists and geophysicists. This action is authorized under Business and Professions Code secs. 7881 and 7887.

Title 16

California Code of Regulations

AMEND: 3005

Filed 12/27/05

Effective 01/26/06

Agency Contact: Paul Sweeney (916) 263-2113

BOARD OF EQUALIZATION

Place of Delivery of Tangible Personal Property Generally

Revenue and Taxation Code section 7262 provides that district use tax does not apply to gross receipts from sales of tangible personal property shipped to a point outside a district to be used solely outside the district. This regulatory action provides a certificate of exclusion from district use tax for a purchaser to submit to a retailer in order to demonstrate that district use tax is not applicable to a given transaction.

Title 18

California Code of Regulations

ADOPT: 1823.4

Filed 12/27/05

Effective 01/26/06

Agency Contact:

Chelsea C. Carlock (916) 322-3084

CALIFORNIA GAMBLING CONTROL COMMISSION

Additional Tables

This regulatory action is to provide a mechanism in new section 12359 by which a gambling establishment may request authorization for additional permanent tables. The application fee for gambling tables is set by statute, Business and Professions Code section 19951(a). This action had also included new section 12358 which provided a mechanism to request additional tables on a temporary basis for tournament and special events, but the section dealing with that mechanism was withdrawn.

OAL approves this regulatory action pursuant to section 11349.3 of the Government Code.

Title 4

California Code of Regulations

ADOPT: 12359

Filed 12/21/05

Effective 01/01/06

Agency Contact:
Heather Cline–Hoganson (916) 274–6328

COMMISSION ON PEACE OFFICER STANDARDS AND TRAINING

Training and Testing Specifications for Peace Officer Basic Courses

This regulatory action amends 38 Learning Domains throughout the Training and Testing Specifications for Peace Officer Basic Courses incorporated into sections 1005, 1007, and 1008 and Procedures D–1, D–10 and D–14 to integrate leadership, ethics, and community policing curriculum, update POST scenario testing methodology and evaluation, revise curriculum to ensure proper alignment with entry–level officer tasks, and modify language for clarification, accuracy, and grammar purposes.

Title 11
California Code of Regulations
AMEND: 1005, 1007, 1008, D–1, D–10, D–14
Filed 12/22/05
Effective 01/01/06
Agency Contact: Patricia Cassidy (916) 227–4847

DEPARTMENT OF FOOD AND AGRICULTURE Mediterranean Fruit Fly Interior Quarantine

This regulatory action is to make a western extension of the boundaries of the existent quarantine area for the Mediterranean Fruit Fly in Rancho Cucamonga in order to encompass part of Pomona in Los Angeles County since some mated females laden with eggs were found in that area. It also makes a slight southern extension to maintain the proper buffer zone due to finding some mated females in the southern part of the existent quarantine area.

Title 3
California Code of Regulations
AMEND: 3406(b)
Filed 12/28/05
Effective 12/28/05
Agency Contact: Stephen Brown (916) 654–1017

DEPARTMENT OF INSURANCE CAARP Rates Rule 122 Messenger/Courier Operations

In this filing, the Department of Insurance amends the “California Automobile Assigned Risk Plan Simplified Manual of Rules and Rates” provisions pertaining to Rule 122, “Hired and Nonowned Auto Coverage for Messenger/Courier Operations.” This filing is exempt from the rulemaking requirements of the Administrative Procedure Act pursuant to Government Code sec-

tion 11340.9(g) and is submitted for filing and printing only.

Title 10
California Code of Regulations
AMEND: 2498.5
Filed 12/28/05
Effective 01/27/06
Agency Contact: Mike Riordan (415) 538–4226

DEPARTMENT OF PERSONNEL ADMINIS- TRATION Substance Abuse

In this regulatory action, the Department of Personnel Administration amends its “substance abuse” regulations pertaining to drug and alcohol testing of California State employees to provide that certain peace officer employees under Penal Code section 830.2(d) are subject to random and reasonable suspicion drug and alcohol testing.

Title 2
California Code of Regulations
AMEND: 599.960, 599.961
Filed 12/21/05
Effective 01/20/06
Agency Contact: Sydney Perry (916) 324–2763

DEPARTMENT OF PESTICIDE REGULATION Herbicide Clopyralid

These regulations are designed to keep clopyralid herbicides off of residential grass and out of compost. The adoption of 3 CCR §6576 is intended to require licensed pest control dealers to acquire signatures from purchasers indicating their promise that they will only use clopyralid in areas where the grass clippings will not be removed from the property and will never be placed on residential grass. The language adopted in §6950 states that no application of pesticide products that contain clopyralid will be made without the licensed or certified qualified applicator assuring that the grass clippings remain on the property. This creates a new chapter under the heading of Environmental Protection and new article titled, Pesticide Contamination Prevention.

Title 3
California Code of Regulations
ADOPT: 6576, 6950
Filed 12/28/05
Effective 01/27/06
Agency Contact:
Linda Irokawa–Otani (916) 445–3991

DEPARTMENT OF TOXIC SUBSTANCES CONTROL
Hazardous Wastes of Concern: Reporting by Generators

This action amends the existing reporting scheme for missing Hazardous Wastes of Concern (HWC) to require reporting by generators of HWC.

Title 22
 California Code of Regulations
 ADOPT: 66262.44 AMEND: 66261.111, 66262.10
 Filed 12/27/05
 Effective 01/26/06
 Agency Contact: Mark Abrams (916) 322-2833

SAN FRANCISCO BAY CONSERVATION AND DEVELOPMENT COMMISSION
San Francisco Bay Plan

This action is the Commission's adoption of Bay Plan Amendment No. 1-05 which updates the plan's transportation findings and policies and makes associated amendments to relevant Plan Maps. OAL's review of this filing is limited to a review under the provisions of Government Code section 11354.1.

Title 14
 California Code of Regulations
 AMEND: 11900
 Filed 12/22/05
 Effective 01/21/06
 Agency Contact: Lindy L. Lowe (415) 352-3642

STATE WATER RESOURCES CONTROL BOARD
WQCB, Los Angeles Region

This amendment to the Water Quality Control Plan for the Los Angeles Region (Basin Plan) establishes a Total Maximum Daily Load (TMDL) for toxicity, chlorpyrifos, and diazinon in Calleguas Creek, its Tributaries, and Mugu Lagoon. The amendment also revises the table of contents and adds introductory text for Chapter 7 (Total Maximum Daily Loads). Additionally, the Basin Plan amendment specifies final waste allocations (WLAs) for point source discharges and load allocations (LAs) for nonpoint source discharges of chlorpyrifos and diazinon. The Basin Plan also specifies WLAs and LAs for toxicity. The TMDL establishes an implementation plan for reducing toxicity, chlorpyrifos, and diazinon loads from point-sources and nonpoint-sources which includes a monitoring program, special studies, and a compliance schedule to meet final WLAs in 2 years after the effective date of the TMDL for point sources and final LAs in 10 years after the effective date of the TMDL for nonpoint sources.

Title 23
 California Code of Regulations
 ADOPT: 3939.16
 Filed 12/27/05
 Effective 12/27/05
 Agency Contact: Glenda Marsh (916) 341-5558

**CCR CHANGES FILED WITH THE
 SECRETARY OF STATE WITHIN JULY 27,
 2005 TO DECEMBER 28, 2005**

All regulatory actions filed by OAL during this period are listed below by California Code of Regulation's titles, then by date filed with the Secretary of State, with the Manual of Policies and Procedures changes adopted by the Department of Social Services listed last. For further information on a particular file, contact the person listed in the Summary of Regulatory Actions section of the Notice Register published on the first Friday more than nine days after the date filed.

Title 2

12/21/05 AMEND: 599.960, 599.961
 12/20/05 AMEND: 18700, 18707, 18708
 12/12/05 ADOPT: 20108, 20108.1, 20108.12,
 20108.15, 20108.18, 20108.20,
 20108.25, 20108.30, 20108.35,
 20108.36, 20108.37, 20108.38,
 20108.40, 20108.45, 20108.50,
 20108.51, 20108.55, 20108.60,
 20108.65, 20108.70, 20108.75, 20108.80
 11/16/05 AMEND: 1181
 11/07/05 AMEND: 20107
 11/07/05 ADOPT: 1859.300, 1859.301, 1859.302,
 1859.310, 1859.311, 1859.312,
 1859.313, 1859.314, 1859.315,
 1859.316, 1859.317, 1859.318,
 1859.319, 1859.320, 1859.321,
 1859.322, 1859.323, 1859.323.1,
 1859.323.2, 1859.324, 1859.325,
 1859.326, 1859.327, 1859.328
 10/31/05 AMEND: 1859.2, 1859.81, 1866
 10/27/05 AMEND: 1859.2, 1859.51, 1859.104.3,
 1859.147, 1859.202, 1866, Form SAB
 50-01
 10/24/05 ADOPT: 1859.23 AMEND: 1859.2,
 1859.122, 1859.123, 1859.123.1
 10/18/05 ADOPT: 18732.5
 10/11/05 AMEND: 18401, 18427.1, 18700,
 18705, 18707.9, 18730, 18750
 10/11/05 ADOPT: 18117, 18772
 10/11/05 AMEND: 18450.4
 10/06/05 ADOPT: 18735.5
 09/23/05 ADOPT: 2280, 2281, 2282, 2283, 2284
 09/15/05 AMEND: Div. 8, Ch. 71, Sec. 56000
 09/13/05 AMEND: 18730

CALIFORNIA REGULATORY NOTICE REGISTER 2006, VOLUME NO. 1-Z

09/07/05	AMEND: Div. 8, Ch. 99, Sec. 58800	7003, 7004, 7005, 7006, 7007, 7008, 7009, 7010, 7011, 7012, 7013, 7013.
09/06/05	ADOPT: 1183.12, 1183.13, 1183.14 AMEND: 1181, 1181.1, 1181.2, 1181.3, 1183, 1183.01, 1183.02, 1183.03, 1183.04, 1183.05, 1183.06, 1183.07, 1183.08, 1183.1, 1183.11, 1183.12, 1183.2, 1183.21, 1183.3, 1187, 1187.2, 1187.3, 1187.4, 1188.1, 1188.3, 1188.4	11/28/05 ADOPT: 503, 512, 515, 516, 517, 518, 519, 523, 524 AMEND: 500, 501, 502, 510, 513, 514, 520, 552, 530, 531, 533 REPEAL: 521
08/29/05	AMEND: Div. 8, Ch. 6, Sec. 27000	11/23/05 AMEND: 4083
08/15/05	AMEND: 51000	11/01/05 ADOPT: 10300, 10302, 10310, 10315, 10317, 10320, 10322, 10325, 10326, 10327, 10335, 10337
08/09/05	ADOPT: 59520	10/27/05 ADOPT: 9001, 9005, 9006, 9007, 9025, 9027, 9050, 9051, 9052, 9053, 9054, 9055, 9056, 9057, 9058, 9059, 9060, 9061, 9062, 9063, 9064, 9065, 9066, 9067, 9068, 9069, 9070 AMEND: 9020, 9030, 9031, 9032, 9041, 9043
08/04/05	AMEND: 2271	10/27/05 ADOPT: 7030, 7031, 7032, 7033, 7034, 7035, 7036, 7037, 7038, 7039, 7040, 7041, 7042, 7043, 7044, 7045, 7046, 7047, 7048, 7049, 7050 AMEND: 7047, 7048 REPEAL: 7049
07/27/05	ADOPT: Div. 8, Ch. 23, Sec. 44000	10/12/05 AMEND: 1433
Title 3		09/13/05 ADOPT: 1843.6
12/28/05	ADOPT: 6576, 6950	09/12/05 AMEND: 4140
12/28/05	AMEND: 3406(b)	08/24/05 AMEND: 1663
12/15/05	AMEND: 6400	08/17/05 AMEND: 1976.9
12/13/05	AMEND: 3700(c)	08/08/05 AMEND: 1887
12/01/05	AMEND: 3700(c)	Title 5
11/23/05	AMEND: 3406(b)	12/12/05 ADOPT: 80033.2
10/25/05	AMEND: 3406(b)	12/07/05 AMEND: 43810
10/24/05	AMEND: 3433(b)	12/06/05 ADOPT: 11963.5 AMEND: 11704, 11963.2, 11963.3, 11963.4, 11963.5, 11963.6
10/20/05	AMEND: 3591.19 (a)	11/17/05 AMEND: 41301 REPEAL: 41303, 41304
10/19/05	AMEND: 3406(b)	11/15/05 AMEND: 6111
10/18/05	AMEND: 3591.18	11/10/05 AMEND: 19826.1
10/17/05	AMEND: 3406(b)	10/19/05 AMEND: 11900, 11905, 11915, 11920, 11925, 11930, 11935
10/07/05	AMEND: 3406(b)	10/14/05 ADOPT: 18092.5 AMEND: 18066, 18069, 18078, 18081, 18083, 18084, 18092, 18103, 18106, 18109, 18110
10/07/05	ADOPT: 6551	10/14/05 ADOPT: 18092.5 AMEND: 18066, 18069, 18078, 18081, 18083, 18084, 18092, 18103, 18106, 18109, 18110
10/04/05	ADOPT: 3963	10/11/05 ADOPT: 19850, 19851, 19852, 19853, 19854 AMEND: 19814, 19814.1
10/03/05	AMEND: 3433	10/11/05 ADOPT: 18220.2, 18224.2, 18224.4, 18240.5, 18249 AMEND: 18220, 18240, 18248, 18244
09/28/05	ADOPT: 3591.19	09/28/05 AMEND: 50500
09/27/05	AMEND: 3700 (c)	09/01/05 REPEAL: 1630
09/16/05	ADOPT: 581	
08/12/05	AMEND: 3700(c)	
08/08/05	ADOPT: 1811, 1812, 1850 AMEND: 1804, 1806, 1808, 1831, 1930, 1931, 1932, 1940, 1941, 1942, 1943, 1944, 1945, 1946, 1950 REPEAL: 1809, 1810, 1851, 1851.1, 1870.1, 1870.2, 1871, 1872, 1873, 1951, 1960, 1961	
Title 4		
12/21/05	ADOPT: 12359	
12/14/05	AMEND: 7075, 7082, 7084, 7092, 7093, 7094, 7098	
12/05/05	REPEAL: 1959.5, 1959.6, 1959.7, 1959.8, 1976.5, 1976.7	
12/05/05	AMEND: 1977	
11/28/05	ADOPT: 7075, 7076, 7077, 7078, 7079, 7079, 7080, 7081, 7082, 7083, 7084, 7085, 7086, 7087, 7088, 7089, 7090, 7091, 7092, 7093, 7094, 7095, 7096, 7097, 7098, 7099 REPEAL: 7000, 7001,	

08/22/05 AMEND: 850, 851, 852, 853, 853.5, 854, 855, 857, 858, 859, 861, 862, 863, 864, 864.5, 865, 866, 867, 867.5, 868, 870

08/16/05 ADOPT: 1207.5 AMEND: 1200, 1203, 1204.5, 1206, 1207, 1209, 1210, 1211, 1211.5, 1215, 1215.5, 1216, 1217, 1225

08/01/05 ADOPT: 15140, 15141

07/28/05 ADOPT: 1030.5, 1030.6, 1030.7, 1030.8

Title 8

12/20/05 AMEND: 3395

12/14/05 AMEND: 6632(f)

12/13/05 AMEND: 20299

12/05/05 AMEND: 4650

11/22/05 ADOPT: 13694

11/22/05 ADOPT: 13680, 13681, 13682, 13683, 13684, 13685, 13686, 13687, 13688, 13689, 13690, 13691, 13692, 13693

09/29/05 AMEND: 9789.11

09/22/05 ADOPT: 9792.6, 9792.7, 9792.8, 9792.9, 9792.10 REPEAL: 9792.11

09/09/05 ADOPT: 9767.1, 9767.2, 9767.3, 9767.4, 9767.5, 9767.6, 9767.7, 9767.8, 9767.9, 9767.10, 9767.11, 9767.12, 9767.13, 9767.14, 9767.15

08/25/05 AMEND: 6184

08/22/05 ADOPT: 3395

08/10/05 AMEND: 8615

08/09/05 AMEND: 6251

08/02/05 AMEND: 770

08/02/05 ADOPT: 5022.1 AMEND: 4968

07/28/05 AMEND: 1529, 1535, 5190, 5210, and 8358

Title 10

12/28/05 AMEND: 2498.5

12/13/05 AMEND: 2312, 2312.5, 2315

11/23/05 AMEND: 260.210, 260.211, 1726, 1950.122, 2020

11/16/05 AMEND: 2699.6600, 2699.6809

11/15/05 AMEND: 2690.1

11/03/05 ADOPT: 2698.95.1, 2698.95.11, 2698.95.12, 2698.96, 2698.97, 9698.97.1, 2698.98, 2698.98.1 AMEND: 2698.95

10/20/05 AMEND: 2318.6, 2353.1, 2354

10/07/05 ADOPT: 2698.30, 2698.31, 2698.32, 2698.33, 2698.34, 2698.35, 2698.36, 2698.37, 2698.38, 2698.39, 2698.40, 2698.41, 2698.42, 2698.43 REPEAL: Sections 2698.30, 2698.31, 2698.32, 2698.33, 2698.34, 2698.35, 2698.36, 2698.37, 2698.38, 2698.39, 2698.40, 2698.

09/28/05 AMEND: 2498.4.9

09/28/05 AMEND: 260.121

Title 11

12/22/05 AMEND: 1005, 1007, 1008, D-1, D-10, D-14

12/15/05 AMEND: 51.12

12/01/05 ADOPT: 116.1

11/22/05 ADOPT: 49.17

10/24/05 AMEND: 1070, 1081, 1082

08/22/05 AMEND: 1001, 1002, 1007

08/22/05 AMEND: 1002, 1007, 1018, 1008, 1015

08/12/05 AMEND: 1005, 1060

08/01/05 AMEND: 1005, 1014

07/28/05 ADOPT: 720, 721, 722, 723, 724,

Title 12

09/19/05 ADOPT: 460, 461

Title 13

12/16/05 ADOPT: 253.02 AMEND: 345.16

12/07/05 ADOPT: 2425.1 AMEND: 2420, 2421, 2423, 2425, 2426, 2427, Incorporated Test Procedures

12/05/05 AMEND: 425.01

11/08/05 AMEND: 550, 551.11, 551.12

10/27/05 AMEND: 2453, 2455

10/18/05 AMEND: 28.18, 28.19, 28.20, 28.21, 28.22, 28.23

09/15/05 AMEND: 1961(d)

09/15/05 ADOPT: 1961.1 AMEND: 1900, 1961

09/12/05 AMEND: 2262, 2264.2, 2266.5(a) (6)

08/24/05 AMEND: 551.2, 551.15

08/18/05 AMEND: 2754

08/16/05 AMEND: 345.39, 345.45, 345.56, 345.78

08/11/05 AMEND: 423.00

08/08/05 AMEND: 2185

08/02/05 AMEND: 2450, 2451, 2452, 2454, 2455, 2456, 2457, 2458, 2459, 2460, 2461, 2462, 2463, 2464, 2465

07/28/05 AMEND: 25.15, 25.18, 25.19, 25.21, 25.22

07/27/05 AMEND: 350.24

Title 14

12/22/05 AMEND: 11900

12/19/05 ADOPT: 163.1 AMEND: 163, 164

12/06/05 ADOPT: 4970.02, 4970.03, 4970.04, 4970.05, 4970.06, 4970.07, 4970.08, 4970.09, 4970.10, 4970.11, 4970.12, 4970.13, 4970.14, 4970.15, 4970.16, 4970.17, 4970.18, 4970.19, 4970.20, 4970.21 AMEND: 4970.00, 4970.01 REPEAL: 4970.02, 4970.03, 4970.04, 4970.05

12/02/05 AMEND: 18660.5, 18660.6, 18660.10, 18660.20, 18660.21, 18660.22, 18660.36, 18660.37

11/30/05 ADOPT: 957.11, 957.12 AMEND: 957

CALIFORNIA REGULATORY NOTICE REGISTER 2006, VOLUME NO. 1-Z

11/16/05 AMEND: 913.2 [933.2, 953.2], 913.11 [933.11, 953.11]
 11/09/05 ADOPT: 1038(i) AMEND: 1038.2, 1038(e)
 11/02/05 AMEND: 632
 11/01/05 ADOPT: 2.45, 251.9
 10/31/05 AMEND: 180.1
 10/26/05 AMEND: 2516
 10/25/05 AMEND: 11900
 10/24/05 AMEND: 1251, 1252, 1252.1, 1253, 1254, 1256, 1257
 10/18/05 ADOPT: 17939.1, 17939.2, 17939.3, 17939.4, 17939.5 AMEND: 17930, 17931, 17932, 17933, 17934, 17934.1, 17934.3, 17934.5, 17935, 17935.1, 17935.2, 17935.3, 17935.4, 17935.5, 17935.55, 17935.6, 17936
 10/13/05 AMEND: 895, 895.1, 1038, 1038(f)
 10/13/05 AMEND: 699.5
 10/12/05 ADOPT: 18459.1.2 AMEND: 18449, 18450, 18451, 18453.2, 18456, 18456.2.1, 18459, 18459.1, 18459.2.1, 18459.3, 18460.1, 18460.1.1, 18460.2, 18460.2.1, 18461, 19462, 18463, 18464, 18466
 10/06/05 AMEND: 15000, 15001, 15002, 15003, 15004, 15005, 15006, 15007, 15020, 15021, 15022, 15023, 15024, 15025, 15040, 15041, 15042, 15043, 15044, 15045, 15050, 15051, 15052, 15053, 15060, 15060.5, 15061, 15062, 15063, 15064, 15064.5, 15064.7, 15065, 15070, 15
 09/30/05 AMEND: 502, 506
 09/21/05 ADOPT: 18801.1, 18808.1, 18808.2, 18808.3, 18808.4, 18808.5, 18808.6, 18808.7, 18808.8, 18808.9, 18808.10, 18808.11, 18809.1, 18809.2, 18809.3, 18809.4, 18809.5, 18809.6, 18809.7, 18809.8, 18809.9, 18809.10, 18809.11, 18810.1, 18810.2, 18810.3, 18810.4,
 09/20/05 AMEND: 13800
 08/26/05 AMEND: 7.50(b)(91.1)
 08/24/05 AMEND: 183 REPEAL: 188
 08/23/05 AMEND: 7.50
 08/23/05 AMEND: 230
 08/08/05 ADOPT: 4970.02, 4970.03, 4970.04, 4970.05, 4970.06, 4970.07, 4970.08, 4970.09, 4970.10, 4970.11, 4970.12, 4970.13, 4970.14, 4970.15, 4970.16, 4970.17, 4970.18, 4970.19, 4970.20, 4970.21 AMEND: 4970.00, 4970.01 REPEAL: 4970.02, 4970.03, 4970.04, 4970.05

08/05/05 ADOPT: 1052.4 AMEND: 895.1, 1052, 1052.1

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08/23/05 AMEND: Title 14, sections 17850(a); 17852(a)(5), (a)(11), (a)(12), (a)(13), (a)(15), (a)(16), (a)(21), (a)(22), (a)(24), (a)(36), (a)(41); 17855(a), (a)(5)(A); 17855(a)(5)(B), (a)(7); 17855.4(a), (c), (d)(1), (d)(2), (d)(3); 17856(a), (c), (c)(1); 17

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 12/05/05 AMEND: 3173.1
 11/21/05 ADOPT: 3999.2
 11/01/05 AMEND: 3287
 09/13/05 ADOPT: 3480, 3480.1, 3483, 3484, 3485 AMEND: 3084.1, 3084.7, 3480, 3481, 3482, 3483
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 12/15/05 ADOPT: 1399.454 AMEND: 1399.434, 1399.436, 1399.450, 1399.451
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 11/30/05 AMEND: 2542, 2542.1, 2547, 2547.1
 11/29/05 AMEND: 1397.61(f)
 11/21/05 AMEND: 1397.61(a)
 11/18/05 AMEND: 1364.11
 11/15/05 AMEND: 69, 75.5, 87.5, 89, 89.1, 95, 95.2, 95.3, 95.4
 10/24/05 AMEND: 1399.50, 1399.52
 10/20/05 AMEND: 1870, 1870.1, 1874
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 10/11/05 AMEND: 7, 7.1, 9, 9.2, 11.5, 13 REPEAL: 14
 10/06/05 AMEND: 1016, 1017
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 09/20/05 AMEND: 407(c)
 09/09/05 AMEND: 1399.170.11
 09/07/05 ADOPT: 1712 AMEND: 1706.2, 1715, 1717, 1719, 1720, 1720.1, 1725, 1726, 1728, 1732, 1732.05, 1732.1, 1732.2, 1732.3, 1732.4, 1732.5, 1732.6, 1732.7, 1745, 1749 REPEAL: 1727, 1750
 09/06/05 ADOPT: 1070.4

09/06/05	ADOPT: 1659.30(a) (b) (c), 1659.31(a) (b), 1659.32(a) (b), 1659.33, 1659.34(a) (b) (c), 1659.35	12/19/05	ADOPT: 66264.151 66264.115, 66264.120, 66264.143, 66264.145, 66264.147, 66265.115, 66265.120, 66265.143, 66265.145, 66265.147, 67450.13, 67450.30, 67450.49	AMEND:
08/29/05	AMEND: 404.1, 404.2			
08/25/05	AMEND: 473			
08/25/05	AMEND: 1399.15			
08/16/05	ADOPT: 4200, 4202, 4204, 4206, 4208, 4210, 4212, 4214, 4216, 4218, 4220, 4222, 4224, 4226, 4228, 4230, 4232, 4234, 4236, 4240, 4242, 4244, 4246, 4248, 4250, 4252, 4254, 4256, 4258, 4260, 4262, 4264, 4266, 4268	11/10/05	ADOPT: 51000.6.1, 51000.10.1, 51000.15.1, 51000.20.1, 51000.24.1, 5100.25.1, 51000.25.2, 51000.31, 51000.32, 51000.51, 51000.52, 51000.53, 51000.55, 51000.60, 51051	AMEND: 51000.1, 51000.1.1, 51000.3, 51000.4, 51000.6, 51000.7, 51000.16, 51000.30, 51000
07/28/05	AMEND: 1387, 1387.1, 1387.2, 1387.3, 1387.5, 1387.6, 1390, 1390.3, 1391			
07/27/05	AMEND: 2085.2	10/04/05	AMEND: 80072(a) (8), 85068.4	
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11/10/05	AMEND: 54355, 56002, 56040	09/27/05	AMEND: 311-1	
10/18/05	ADOPT: 30194.1, 30194.2 AMEND: 30100, 30145, 30145.1, 30225, 30230, 30231, 30408, 30535 REPEAL: 30232	09/02/05	AMEND: 4418 REPEAL: 4419, 4442.1, 4444	
09/12/05	ADOPT: 1029.117, 1029.134, 1031.8, 1031.9, 1032.5, 1035.3, 1035.4	08/24/05	AMEND: 51510, 51510.1, 51511, 51511.5, 51511.6, 51535, 51535.1, 51544, 54501	
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11/07/05 AMEND: 5002, 5020, 5021, 5340, 5348
09/27/05 ADOPT: 8430, 8431, 8432, 8433, 8434
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